

**REPORT/RECOMMENDATION TO THE BOARD OF SUPERVISORS
OF SAN BERNARDINO COUNTY, CALIFORNIA
AND RECORD OF ACTION**

42

FEBRUARY 25, 2003

FROM: KEN A. MILLER, Director
Department of Public Works - **Transportation**

SUBJECT: **LABOR AND MATERIAL SECURITIES, TRACT 16191, FONTANA AREA**

RECOMMENDATION: Release the labor and material securities for "water" and "road and drainage," in the amounts of \$63,000 (Surety) and \$163,000 (Surety), respectively, for Tract 16191 located in the Fontana area.

BACKGROUND INFORMATION: Agreements and securities, including performance securities, labor and material securities, were accepted by Board action on November 20, 2001 to guarantee the construction of the required water, road and drainage improvements for Tract 16191 located North of Arrow Route and on the West side of Calabash Avenue in the Fontana area. Subsequently, the department accepted the construction as being built substantially in accordance with approved plans and specifications; consequently, on June 4, 2002, the Board of Supervisors accepted Calabash Avenue, Lexus Lane, Taurus Avenue, Ivy Avenue and Paseo Court which are located within the boundary of Tract 16191 into the County Maintained Road System and reduced the road and drainage performance security to maintenance security. Also, on March 19, 2002, the Board reduced the water performance security to a maintenance security. The labor and material securities were to guarantee against defective work or materials. The Department of Public Works review of the records of the Clerk of the Board indicates no notice of liens have been filed against this Tract. The agreement principal is Sharp Image 3, 400 N. Mountain Avenue, Suite 209, Upland, CA 91768. Board approval is required to release labor and material securities in accordance with County Code Section 83.041125(a)(4)(B).

REVIEW BY OTHERS: This item was reviewed by Deputy County Counsel Charles S. Scolastico on January 15, 2003, and by the County Administrative Officer (Tom Forster, Administrative Analyst) on February 13, 2003.

FINANCIAL IMPACT: Construction of the required water, road and drainage improvements for Tract 16191 was accomplished by the Developer at no direct cost to the County.

SUPERVISORIAL DISTRICT(S): 2nd

PRESENTER: Ken A. Miller, 77906

Approved by:

Record of Action of the Board of Supervisors

JOHN GOSS, ACA
ED/Public Services Group

42